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VIA ECF

Hon. P. Kevin Castel
United States District Judge
Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, NY 10007

RE: *USA v. Walters* Case No. 1:16-cr-00338 (PKC)

Dear Judge Castel:

The Court has set oral argument on the matter of restitution in the above-styled case for October 7, 2020. [Dkt. 306]. We write to report that Walters, Dean Foods, and the Government agree that the Court should enter an award of restitution in favor of Dean Foods in the amount previously awarded: \$8,882,022.80. [Dkt. 235]. Walters, Dean Foods, and the Government further request that the Court enter a finding that Walters has satisfied his restitution obligation by way of his prior payment of \$8,890,969.33, which was entered in the Judgment Book of the United States District Court for the Southern District of New York on October 10, 2017. [Dkt. 260]. For the Court's information, this agreement was submitted for approval to the United States Bankruptcy Court for the Southern District of Texas – Houston Division which oversees Dean Foods' Chapter 11 bankruptcy proceedings. That court approved the agreement on September 10, 2010. *See In re Southern Foods Group, LLC formerly d/b/a Dean Foods* Case No. 19-36313-DRJ, Dkt. 2954.

Accordingly, Walters, Dean Foods, and the Government jointly and respectfully request that the Court enter an order awarding Dean Foods \$8,882,022.80 in restitution and enter a finding that Walters has fully satisfied that obligation.

Very truly yours,



Gregory A. Brassfield

cc: **VIA ECF**
Margaret Graham
United States Department of Justice

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VIA EMAIL

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